

Calder Plaza Building 250 Monroe Avenue NW Suite 800 P.O. Box 306 Grand Rapids, MI 49501-0306

MERITAS LAW FIRMS WORLDWIDE

ALAN C. SCHWARTZ

Attorney at Law

616.831.1751 616.988.1751 fax SchwartzA@millerjohnson.com

June 28, 2012

RECEIVED JUN 2 9 2012 July 2 9

VIA FEDERAL EXPRESS

Ms. Marsha Adams U.S. Environmental Protection Agency Enforcement Services Section 1, SE-5J 77 West Jackson Boulevard Chicago, IL 60604-3590

Re:

Response to Request for Information of Fort Transfer Co.,

Texas Township Drum Site in Kalamazoo County, MI

CERCLIS ID: MIN000510313

Dear Ms. Adams:

We represent Fort Transfer Co. Enclosed is Fort Transfer's response to the above-referenced request for information. Please call if you have any questions.

Sincerely,

MILLER JOHNSON

By

Alan C. Schwartz

ACS:kjl Enclosure

cc: Mr.

Mr. John Brand (w/enc)

FORT TRANSFER CO.

Response to U.S. EPA Request for Information pursuant to Section 104 of CERCLA regarding the Texas Township Drum Site in Kalamazoo, Kalamazoo County, Michigan CERCLIS ID: MIN000510313

June 28, 2012

On May 15, 2012, Fort Transfer Co. received an undated Request for Information pursuant to Section 104 of CERCLA from the U.S. EPA (the "Information Requests" or "Requests") regarding the Texas Township Drum Site in Kalamazoo, Kalamazoo County, Michigan (the "Site"). Fort Transfer responds to the Request as follows:

i) <u>Identify all persons consulted in the preparation of the answers to these Information Requests.</u>

Answer:

Name: John A. Brand

Home Address: 219 N. Oklahoma Ave., Morton, IL 64550

Home Telephone Number: 309.303.9999

Employer: Fort Transfer Co. Title: Chief Financial Officer

Business Address: 225 S. Maple, Morton, Illinois 61550

Business Telephone Number: (309) 263-2000

ii) <u>Identify all documents consulted, examined, or referred to in the preparation of the answers to these Requests, and provide copies of all such documents.</u>

Answer: Attached as Exhibit A are copies of all documents consulted, examined or referred to in the preparation of the answers to these requests.

iii) If you have reason to believe that there may be persons who are able to provide a more detailed or complete response to any Information Request, or who may be able to provide additional responsive documents, identify such persons.

Answer: Fort Transfer Co. has no knowledge or information concerning any persons who may be able to provide a more detailed or complete response to any Information Request, or who may be able to provide additional responsive documents.

iv) <u>Did you ever enter into an oral or written contract or otherwise do business with either Chemical Assistance, Inc., Environmental Network, Inc. or Donald Haugen for the purpose of arranging for the storage, treatment or disposal of waste materials?</u>

Answer: Fort Transfer Co. transacted business with Environmental Network, Inc. for the purpose of (i) transporting waste materials generated by Chicago State University to Petro-Chem Processing, Inc. in Detroit, Michigan

"Petro-Chem"), (ii) transporting waste materials generated by West Virginia State College to Petro-Chem, and (iii) transporting waste materials generated by Gustavus Adolphus College to Petro-Chem. Fort Transfer Co. has no knowledge or information of any other business transactions between Fort Transfer Co. and Environmental Network, Inc. Fort Transfer Co. has no knowledge or information of having conducted any business whatsoever with Chemical Assistance, Inc. or Donald Haugen.

If you did, please identify the following:

a) The persons with whom you or such other persons made such arrangements;

Answer: Fort Transfer Co. has no knowledge or information responsive to this request apart from the information set forth in the documents attached as Exhibit A. Those documents indicate that Fort Transfer Co.'s invoices were sent to "Bev Lorenzo" at Environmental Network, Inc. 221 Dino Drive, Suite B, Ann Arbor, MI 48103, Phone Number (313) 426-9121. In addition, at least one document consists of a facsimile dated June 23, 1992 from Beverly Lorenzo of Environmental Network, Inc. to "Kevin" at Fort Transfer Co. containing instructions and directions for picking up waste materials from Gustavus Adolphus College in St. Peter, Minnesota.

b) The contact information for each person with whom such arrangements were made;

Answer: Fort Transfer Co. has no knowledge or information responsive to this request apart from the information set forth in the documents attached as <u>Exhibit A</u>. <u>See</u> Answer (iv)(a), above, for contact information for Beverly Lorenzo of Environmental Network, Inc.

c) Every date on which such arrangements took place;

Answer: Fort Transfer Co. has no knowledge or information responsive to this request apart from the information set forth in the documents attached as Exhibit A. Based on those documents, Fort Transfer Co. picked up waste materials at the direction of Environmental Network, Inc. from (1) Chicago State University on November 7, 1991, (2) West Virginia State College on November 14, 1991, and (3) Gustavus Adolphus College on June 25, 1992.

d) For each transaction, the nature of the waste material or hazardous substance, including the chemical content, characteristics, physical state (e.g., solid, liquid) and the process for which the substance was used or the process which generated the substance;

Answer: Fort Transfer Co. has no knowledge or information responsive to this request apart from the information set forth in the documents attached as <u>Exhibit A</u>. The only information in those documents that is responsive to this request is as follows:

- (1) The waste materials picked up by Fort Transfer Co. from Chicago State University on November 7, 1991 consisted of 160 gallons of "RQ" Hazardous Waste Liquid containing Carbon Tetrachloride and Acetone, a/k/a Prequal #U33549;
- (2) the waste materials picked up by Fort Transfer Co. from West Virginia State College on November 14, 1991 consisted of 140 gallons of "RQ" Hazardous Waste Liquid containing Chloroform and Acetone, a/k/a Prequal #U33762; and
- (3) the waste materials picked up by Fort Transfer Co. from Gustavus Adolphus College consisted of 180 gallons of "RQ" Hazardous Waste Liquid containing Chloroform and acetone a/k/a Prequal #U39453.
- e) The owner of the waste materials or hazardous substances so accepted or transported;

Answer: Fort Transfer Co. has no knowledge or information responsive to this request apart from the information set forth in the documents attached as Exhibit A. Of those documents, a Straight Bill of Lading concerning the transaction for West Virginia State College indicates that Environmental Network, Inc. was the "consignee" of the waste materials, and West Virginia State College was the "shipper" suggesting that West Virginia State College was the owner of the waste material. A second Straight Bill of Lading concerning the transaction for Chicago State University also identifies Environmental Network, Inc. as the consignee, and Chicago State University as the shipper, suggesting that Chicago State University was the owner of the waste material.

f) The quantity of the waste materials or hazardous substances involved (weight or volume) in each transaction and the total quantity for all transactions;

Answer: Fort Transfer Co. has no knowledge or information responsive to this request apart from the information set forth in the documents attached as <u>Exhibit A</u>. <u>See</u> the Answer provided in response to Request No. (iv)(d) above. The total amount of waste materials picked up by Fort Transfer Co. in connection with all three transactions identified by the documents in Exhibit A was 480 gallons.

g) All tests, analyses and analytical results concerning the waste materials;

Answer: Fort Transfer Co. has no knowledge or information responsive to this request apart from the information set forth in the documents attached as Exhibit A. One of those documents is entitled "Hazardous Waste Restricted From Land Disposal Notice to Petro-Chem Processing, Inc." dated June 25, 1992 with regard to the waste materials picked up by Fort Transfer Co. from Gustavus Adolphus College. That notice indicates which chemicals in the College's waste materials exceed the applicable treatment standards for land based disposal of the waste materials.

h) The person(s) who selected the Site as the place to which the waste materials or hazardous substances were to be transported;

Answer: Fort Transfer Co. has no knowledge or information responsive to this request apart from the information set forth in the documents attached as <u>Exhibit A</u>, provided, however, that Fort Transfer Co., as a trucking company transporting waste materials at the direction of for Environmental Network, Inc., would not have selected the place to which the waste materials were transported.

i) The amount paid in connection with each transaction, the method of payment and the identity of the person from whom payment was received;

Answer: Fort Transfer Co. has no knowledge or information responsive to this request apart from the information set forth in the documents attached as <u>Exhibit A</u>. The invoices from Fort Transfer Co. to Environmental Network, Inc. contained in <u>Exhibit A</u> indicate that Fort Transfer Co. billed Environmental Network, Inc. for each of the three transactions, but Fort Transfer Co. has no knowledge or information as to whether these amounts were actually paid, the method of payment used, or the identity of the person from whom the payment was received.

j) Where the person identified in g. above intended to have such hazardous substances or waste materials transported and all evidence of this intent;

Answer: Fort Transfer Co. has no knowledge or information responsive to this request apart from the information set forth in the documents attached as <u>Exhibit A</u>. The three waste manifests included in <u>Exhibit A</u> clearly indicate that all waste materials picked up by Fort Transfer Co. in connection with each of the three transactions were to

be taken to Petro-Chem Processing, Inc. at 515 Lycaste, Detroit, MI 48214.

k) Whether the waste materials or hazardous substances involved in each transaction were transshipped through, or were stored or held at, any intermediate site prior to final treatment or disposal;

Answer: Fort Transfer Co. has no knowledge or information responsive to this request apart from the information set forth in the documents attached as Exhibit A.

l) The final disposition of each of the waste materials or hazardous substances involved in such transactions;

Answer: Based on the documents attached as <u>Exhibit A</u>, all waste materials transported by Fort Transfer Co. for the customers of Environmental Network, Inc. were taken to Petro-Chem Processing, Inc. Fort Transfer Co. has no knowledge or information concerning the ultimate disposition of those waste materials by Petro-Chem Processing, Inc.

m) The measures taken by you to determine the actual methods, means and site of treatment or disposal of the waste material and hazardous substances involved in each transaction;

Answer: Fort Transfer Co. has no knowledge or information responsive to this request apart from the information set forth in the documents attached as <u>Exhibit A</u>.

n) The type and number of containers in which the waste materials or hazardous substances were contained when they were accepted for transport, and subsequently until they were deposited at the Site, and all markings on such containers;

Answer: Fort Transfer Co. has no knowledge or information responsive to this request apart from the information set forth in the documents attached as <u>Exhibit A</u>.

o) The price paid for (i) transport or (ii) disposal or (iii) or both, of each waste material and hazardous substance;

Answer: Fort Transfer Co. has no knowledge or information responsive to this request apart from the information set forth in the documents attached as <u>Exhibit A</u>. The three invoices included in <u>Exhibit A</u>. identify the price charged by Fort Transfer Co. for transportation services it provided in connection with each of the three transactions.

 p) All documents containing information responsive to a) – p) above, or in lieu of identification of all relevant documents, provide copies of all such documents;

Answer: Copies of all documents containing information responsive to a) -p) above are included in the attached Exhibit A.

q) All persons with knowledge, information or documents responsive to questions a) through p) above.

Answer: Fort Transfer Co. has no knowledge or information responsive to this request apart from the information set forth in the documents attached as Exhibit A.

The answers provided above are true and accurate to the best of Fort Transfer Co.'s knowledge. If Fort Transfer Co. becomes aware of additional responsive information after the date of these answers, Fort Transfer Co. will supplement its answers.

FORT TRANSFER CO., an Illinois corporation

Dated: June 28, 2012

Brad Kahler, President

EXHIBIT A

(See Attached Documents)

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Required under authority of Act 64, PA 1979, as amended and Act 136 PA +5

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Form Approved - OMB No. 2050-0039 - Expires 9-30-91

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Failure to file is punishable under section 299-588 MCL or Section 10 or Ac 135 RA 1968

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ALL SPILLS MUST BE REPORTED TO THE MICHIGAN POLLUTION EMERGENCY ALERTING SYSTEM, IN MICHIGAN ATT-406-392-709 0.9
CENTER AT 1-300-424-3802 24 HOURS PER DAY.

PRODUCT 5041-8 (NESSEE) Inc., Groson, Man. 01471, To Order PHONE TOLL FREE 1-600-225-6380

STRAIGHT BILL OF LADING " ORIGINAL - NOT NEGOTIABLE

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PRODUCT \$641-1 (NESSEE) Inc., Groton, Mass, 01471, To Order PHONE TOLL FREE 1-800-225-5385

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20. Facility Owner or Operator: Certification of receipt of hazardous materials covered by this manifest except as noted in Item 19

Signature

EPA Form 8700-22 (Rev. 9/88)

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HAZARDOUS WASTE RESTRICTED FROM LAND DISPOSAL NOTICE TO PETRO-CHEM PROCESSING, INC.

On manifest number MI 2584558 line item A (A,8,C or D),
the waste hearing the SPA hazardous waste number(s)
F002, F003, F005, D001

is subject to the land disposal restrictions of 40 CFR Part 268. In accordance with 40 CFR 268.7, this generator is providing notice that the waste does not meet the treatment standards specified in Part 268 Subpart D or does not meet the prohibitions specified in Part 268 Subpart D or does not meet the prohibitions specified in 268.32 or RCRA section 3004(d). The treatment standards follows

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Solveau	a-Buryl skobol		0.75		
	Cydobecasoos		2.73	9.05	
•	Ethyl atmits	v	0.053	8.05	
	Ethyl bearest		0.75	8.05	•
	Estyl ester		475	<u> </u>	
	Methanid		<u> </u>	- 6.05	
	Methyl isoberyl ketone		- 615	· 232	72
	Create (and create with	n ,	8,75	0.56	Ţ.
FOX-Spent son-bilographed	Creox (res creder -		6.125	- 6.073	
- endunets	Left diver	3.7		1.25	
FOOD - Spent non-bulgenated	Bezzeak Curbon diraktók		4.31	Bishaim?	degradation or
solvents	7-Etharetand .	Incidentica		personal and the second	ine
	A-CISG-ALLIACE .			3.0	
	To almost a soul		5.0	9.05	
20	Echrisod A continued become	•	0.75	منابه	tion or chart
	Merch सम्भ स्थापन	Indiscration		-1	Lowollos (accu
	3-yeronesse			Em cardo	a specificat or
		-		personal personal	the Character Account on
				1.12	
	W 156	-	0.33	in	
	Pyridias		CL.O		
	Tologo				

Check the appropriate box(es), and, circle each chemical entity likely to be present in each waste number.

AND LOSS CAMPAINS TO SERVICE AND ADDRESS OF THE SERVICE AND ADDRESS OF THE

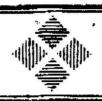
Circle each of the following characteristic wastes also likely to be present in the waste.

Weste Code DOG Is	Coxeriation Wastewaters (<1.0 wth TOC and ISS) Low TOC ignitable Liquids (<10 wth TOC) High TOC ignitable Uquids (>10 wth TOC)	MA.	NA 268.42(a) DEACT 268.42(a) RORGS FSUBS, or ENCH
0002 0004 0005 0006 0007 0008 0009:	Corrosives, all subcategories & CA list Arsenic (As) Barium (Ba) Cadmium (Cd) Coronium (Cd) Coronium (Cd) Lead (Pb) Low Mercury Subcategory (<260 ppm Hg) High Mercury Subcategory b=260 ppm Hg)	258.43Gd	268.42(a) DEACT
DO10 DO11 Other Codes	Selenium (Sel Silver (Ag) See attachment for supplemental fit	268.43(3)	258.41(a)

(Check if applicable) This waste is principally an organic liquid, and therefore, it is my best judgement that this material presents substantially the same environmental risk as 1001-1005 spent solvents, and this, should be restricted from land disposal.

Generator Firm Name: Gustavus Adol Generator Signature:	edumaa)
Name & Title of Generator:	
EPA ID No.: MND 985 684 232	Date: 6-25-92.

RJP080190NTI LDR33



ENVIRONMENTAL NETWORK, INC.

221 Dino Drive • Suite B • Ann Arbor, Michigan 48103 • (313) 426-9121

FACSIMILE COVER SHEET

Date: 6-23-92

Number of Pages Including Cover_

1

TO: Name:

Kevin

Fort Transfer

Fax Number:

(309) 263-2863

FROM:

Name:

Beverly Lorenzo

Fax Number: (313) 677-0414

If there is a problem with the transmission of this document please call us.

COMMENTS:

RE: Pick-up of drums (9-10) at Gustavus Adolphus College St. Peter, Minnesota 6-25-92 @ 12:00 p.m.

Directions:

I-94 West - Hwy 169
Hwy 169 to Grace Street- Go West
Grace St. - North Entry Drive South
North Entry Drive - North College Circle West (first right)
North College Circle - Chapel Drive Left (South)
Follow Chapel Drive to the Nobel Hall of Science-- our crew will
meet you there.

92/06/23 11:11:04

PROPHESY PRODRIVER
Practical Routing

Page 1

				,
•	From Morton, It To St Peter	, MN		
Travel Directions	Next Location	Restrict		Time
NW IL-121	74 at 121 Exit 101. IL		1.1	
J I-74	74 at 474, IL	1	3.0	0:0
NW I-474	74 at 474 Exit 87, IL	İ	15.0	0:1
NW I-74	74 at 80 Exit 10, IL	1	68.0	1:0
√ I-80	80 at 380 Exit 239, IA	Ì	80.8	1:1
NW I-380	20 at 380 Exit 65, IA	1	72.0	1:0
√ U\$-20	20 at 218, IA	ĺ	6.0	0:0
W US-218	Waterloo, IA	1	4.0	0:0
N US-63	3 at 63, IA	ĺ	15.0	0:1
N IA-3	3 at 218, IA	ĺ	8.0	0:0
NW US-218	Floyd, IA	1	32.0	0:3
J US-18	18 at 35 Exit 194, IA	1	32.9	0:3
N I-35	Owatonna, MN	į	70.3	1:0
J US-14	Mankato, MN	ĺ	36.9	0:4
	I M.L. M. I	1	11.0	
N US-169	St Peter, MN	l	11.0	0:1
	St Peter, MN			~~~~~
rotal This leg:			456.0	7:4
Total This Leg:			456.0	7:4
Total This Leg: Trip Cumulative Total			456.0	7:4 7:4
Total This Leg: Frip Cumulative Total	From St Peter, MN To Ann Arb	or, MI	456.0	7:4 7:4
Total This Leg: Frip Cumulative Total	From St Peter, MN To Ann Arb	or, MI	456.0	7:4 7:4
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Total This Leg: Frip Cumulative Total Travel Directions US-169 US-14	From St Peter, MN To Ann Arbonatton Next Location Mankato, MN 14 at 52, MN	or, MI	456.0 456.0 456.0	7:4 7:4 7:4 7:me
Total This Leg: Frip Cumulative Total Travel Directions US-169 US-14 US-52	From St Peter, MN To Ann Arb Next Location Mankato, MN 14 at 52, MN 52 at 90 Exit 218, MN	or, MI Restrict 	456.0 456.0 456.0 Dist 11.0 79.8 7.0	7:4 7:4 7:4 7:me
Total This Leg: Frip Cumulative Total Travel Directions US-169 US-14 US-52 US-52 US-90	From St Peter, MN To Ann Arbonant Location Next Location Mankato, MN 14 at 52, MN 52 at 90 Exit 218, MN 90 at 290, IL 290 at 294 Exit 15A-8, IL	or, MI Restrict 	456.0 456.0 456.0 11.0 11.0 79.8 7.0 315.2	7:4 7:4 7:4 7:me 0:1 1:4 0:0 4:5
Total This Leg: Trip Cumulative Total Travel Directions US-169 US-14 US-52 US-52 US-290	From St Peter, MN To Ann Arbonant Location Next Location Mankato, MN 14 at 52, MN 52 at 90 Exit 218, MN 90 at 290, IL 290 at 294 Exit 15A-8, IL	Restrict	456.0 456.0 456.0 11.0 79.8 7.0 315.2 12.5	7:4 7:4 7:4 7:me 7ime 0:1 1:4 0:6 4:5 0:1
Total This Leg: Frip Cumulative Total Travel Directions US-169 US-14 EUS-52	From St Peter, MN To Ann Arbonant Location Next Location Mankato, MN 14 at 52, MN 52 at 90 Exit 218, MN 90 at 290, IL 290 at 294 Exit 15A-B, IL 80 at 294 Exit 155, IL	Restrict	456.0 456.0 456.0 456.0 11.0 79.8 7.0 315.2 12.5 25.3 22.0 201.5	7:4 7:4 7:4 7:4 7:4 0:1 0:0 4:5 0:1 0:3 0:2 3:1
Total This Leg: Frip Cumulative Total Fravel Directions US-169 US-14 US-52 US-52 US-52 US-14 US-15	From St Peter, MN To Ann Arbonext Location Mankato, MN	Restrict	456.0 456.0 456.0 11.0 79.8 7.0 315.2 12.5 25.3 22.0 201.5	7:4 7:4 7:4 7:4 7:4 0:1 0:0 4:5 0:1 0:3 0:2 3:1
Total This Leg: Frip Cumulative Total Fravel Directions S US-169 US-14 SE US-52 SE I-90 SE I-290 SE I-290 SE I-290 SE I-80	From St Peter, MN To Ann Arbonant Location Next Location Mankato, MN	Restrict	456.0 456.0 456.0 456.0 11.0 79.8 7.0 315.2 12.5 25.3 22.0 201.5	7:4 7:4 7:4 7:4 0:1 0:1 0:2 4:5 0:2 3:1

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1		STATE DIST	TANCE SUMM	ARY
#		20 200 100 100 100 100 100 100 100 100 1		
İ	State	Total	Toll	NonToll
-				
İ	IA	264.5	0.0	264.5
ĺ	IL	210.3	97.0	113.3
1	IN	48.0	0.0	48.0
1	MI	167.5	0.0	167.5
1	MN	251.0	0.0	251.0

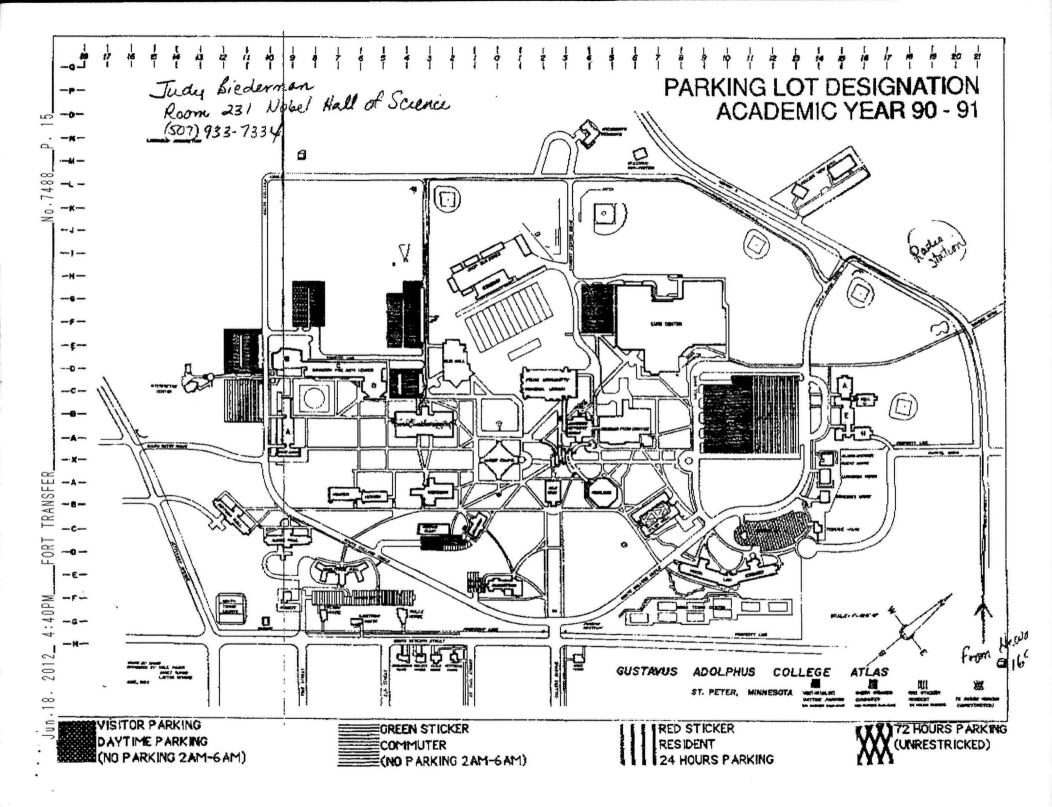
92/06/23 11:11:04

PROPHESY PRODRIVER Practical Routing

Page

2

WI	189.0	0.0	189.0
	1130.3	97.0	1033.3
-			



From: (616) 831-1850 Alan C. Schwartz MILLER JOHNSON Origin ID: GRRA

Fedex.
Express

250 Monroe Avenue, N.W., Ste. 800

Grand Rapids, MI 49503

J1220120530032

SHIP TO: (000) 000-0000

BILL SENDER

Ms. Marsha Adams
US EPA-Enforce Services 1, SE-5J
77 W JACKSON BLVD

CHICAGO, IL 60604

Ship Date: 28JUN12 ActWgt: 1.0 LB CAD: 100082037/INET3300

Delivery Address Bar Code



Ref#

Fort Transfer Co.

Invoice # PO # Dept #

> FRI - 29 JUN A1 PRIORITY OVERNIGHT

TRK# 0201 7937 3630 1468

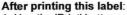
IL-US ORD

60604





515G1/793A/AA44



- 1. Use the 'Print' button on this page to print your label to your laser or inkjet printer.
- 2. Fold the printed page along the horizontal line.
- 3. Place label in shipping pouch and affix it to your shipment so that the barcode portion of the label can be read and scanned.

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